

IN THE SUPREME COURT OF THE STATE OF DELAWARE

IN THE MATTER OF THE           §  
PETITION OF CLIVE A.           §     No. 429, 2001  
HERON FOR A WRIT           §  
OF HABEAS CORPUS.           §

Submitted: September 19, 2001  
Decided:    September 21, 2001

Before **VEASEY**, Chief Justice, **WALSH** and **STEELE**, Justices.

**ORDER**

This 21<sup>st</sup> day of September 2001, upon consideration of Clive A. Heron's original petition for a writ of habeas corpus and the State of Delaware's answer and motion to dismiss the petition, it appears to the Court that the petition must be dismissed. This Court has no original jurisdiction to issue a writ of habeas corpus. *In re Cantrell*, Del. Supr., 678 A.2d 525, 526 (1996); *Rocker v. State*, Del. Supr., 240 A.2d 141, 142 (1968); 10 *Del. C.* § 6901.

NOW, THEREFORE, IT IS ORDERED that the State's motion to dismiss is GRANTED. Heron's petition for a writ of habeas corpus is DISMISSED.

BY THE COURT;

\_\_\_\_\_ s/Joseph T. Walsh  
Justice